IN THE HIGH COURT OF JUDICATURE AT PATNA
CR. REV. No.568 of 2008
HARIKANT SHARMA @ TUNTUN SINGH
Versus
THE STATE OF BIHAR
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2 8.12.2008 Heard learned counsel for the parties.

On perusal of records it appears that the criminal case in question is of the year 1986. The petitioner, who is one of the accused in the case, was afforded sufficient opportunity to cross examine the witnesses examined in the year 1987.Even the lawyer on the State cost was provided to the petitioner for cross examination but the petitioner did not accept him and allow him to cross examine the witnesses. Every efforts were taken by the accused persons including this petitioner to obstruct the trial. After lapse of more than twenty years a petition was filed for recall of the witnesses solely with a view to further delay the disposal of the case.

In view of the above fact, no case is made out to recall of the witnesses at this stage after 20 years. Accordingly, this application is dismissed.

However, having regard to the oldness of the case, the court below is directed to dispose of the case within three months of receipt of this order without giving unnecessary adjournments to either party.

B.Jha **(Ghanshyam Prasad)**

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